



VIA U.S. MAIL

US PATENT APPLICATION
Docket: 15991.3.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

The application of:

Maile, et al.)
Serial No.: 10/767,549) Art Unit
) 3673
Filed: January 29, 2004)
For: SOIL BINDING AND REVEGETATION)
COMPOSITIONS AND METHODS OF)
MAKING AND USING SUCH COMPOSITIONS)
Examiner: Unknown)
Customer No.: 022913)

CERTIFICATE OF MAILING BY U. S. MAIL

I hereby certify that the following documents are being deposited with the United States Postal Service under on the date indicated below in an envelope addressed to Box: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated this 12th day of November 2004.

- Transmittal for Information Disclosure Statement (1 pgs.)
- Information Disclosure Statement (2 pgs.)
- Form PTO-1449 (2 pgs.)
- Postcard

Respectfully submitted,

John M. Guynn
Attorney for Applicant
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(801) 533-9800

ZFW

VIA U.S. MAIL

PATENT APPLICATION

Docket No.: 15991.31

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Serial No.:

Filed:

For:

Examiner:

Customer No.:

Maile, et al.

10/767,549

January 29, 2004

SOIL BINDING AND REVEGETATION
COMPOSITIONS AND METHODS OF
MAKING AND USING SUCH COMPOSITIONS

Unknown

022913

TRANSMITTAL FOR INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted are the following documents in addition to the Information Disclosure Statement as required variously under 37 C.F.R. § 1.98:

Form PTO-1449 listing 3 references submitted for consideration.

Because this Information Disclosure Statement is being filed prior to the mailing of the first substantive office action, no fee is required.

Please credit any over payment or charge any additional fees to Deposit Account No. 23-3178 of the undersigned.

Dated this 12th day of November, 2004.

Respectfully submitted,



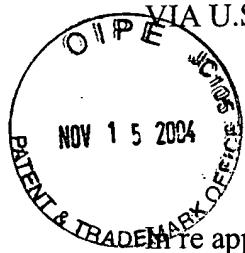
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Docket No.: 15991.3.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of:

Maile, et al.)
Serial No.: 10/767,549) Art Unit
Filed: January 29, 2004) 3673
For: SOIL BINDING AND REVEGETATION)
COMPOSITIONS AND METHODS OF)
MAKING AND USING SUCH COMPOSITIONS)
Examiner: Unknown)
Customer No.: 02913)

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record

believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

Because each of the cited references is either a U.S. patent or a published U.S. application, Applicants are not required to provide copies of any of the cited references.

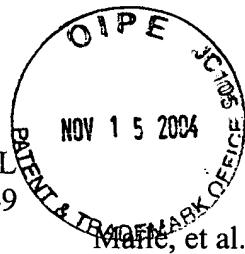
Dated this 12th day of November 2004.

Respectfully submitted,



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JMG:mla
MLA0000002679V001



VIA U.S. MAIL
Form PTO-1449

Applicant: Marie, et al.

Serial No.: 10/767,549

Filing Date: January 29, 2004

Sheet 1 of 2

Att'y Docket No.: 15991.3.1

Art Unit: 3673

For: SOIL BINDING AND REVEGETATION COMPOSITIONS AND
METHODS OF MAKING AND USING SUCH COMPOSITIONS

INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANT

U.S. Patent Documents

Examiner <u>Initial*</u>	Patent/Publication <u>Number</u>	Issue/Publication <u>Date</u>	<u>Name</u>
_____ A1.	3,131,074	Apr. 28, 1964	Thompson
_____ A2.	4,575,391	Mar. 11, 1986	DeBoodt et al.
_____ A3.	6,790,245	Sep. 14, 2004	Wolff et al.

Foreign Patent Documents

Examiner <u>Initial*</u>	Document <u>Number</u>	Publ. <u>Date</u>	Country or <u>Patent Office</u>	Sub <u>Class</u>	<u>Class</u>	<u>Trans- lation</u>
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NONE

Other Documents

(including author (if listed), title, relevant pages, date of publication including at least month and year).

Examiner
Initial*
NONE

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Form PTO-1449

Sheet 2 of 2

Applicant: Maile, et al.
Serial No.: 10/767,549
Filing Date: January 29, 2004

Att'y Docket No.: 15991.3.1

Art Unit: 3673

For: SOIL BINDING AND REVEGETATION COMPOSITIONS AND
METHODS OF MAKING AND USING SUCH COMPOSITIONS

References Cited by Applicants

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

MLA0000002680V001

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
